

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LESESTER D. MCDAUGHTERY,

Plaintiff,

v.

CARLOS ARCE,

Defendant.

Case No. [25-cv-02474-JSC](#)

ORDER OF DISMISSAL

On April 23, 2025, the Court dismissed Plaintiff's civil rights complaint for failure to present a cognizable claim for relief. (ECF No. 9.) Plaintiff was granted 28 days to file an amended complaint, and warned that if he did not do so the case would be dismissed. He has not filed an amended complaint, requested an extension of time, or shown cause why not. This case is accordingly DISMISSED with prejudice. *See WMX Technologies v. Miller*, 104 F.3d 1133, 1136 (9th Cir. 1997) (when complaint has been dismissed with leave to amend and plaintiff does not amend, further district court determination is necessary).

The Clerk shall enter judgment and close the file.

IT IS SO ORDERED.

Dated: July 24, 2025


JACQUELINE SCOTT CORLEY
United States District Judge